



300.1003

UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: Sharmila S. Gollamudi Group Art Unit: 1616

Re: Application of: Chih-Ming CHEN, et al.

Serial No.: 09/435,576

Filed: November 8, 1999

For: **HMG-COA REDUCTASE INHIBITOR
EXTENDED RELEASE FORMULATION**

PETITION FOR EXTENSION UNDER 37 CFR 1.136(a)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

September 22, 2004

Sir:

Applicants petition the Commissioner for Patents to extend the time for response to the Advisory Action dated January 13, 2004 for three (3) months from June 22, 2004 to September 22, 2004. It is noted that a Notice of Appeal was reviewed by the patent office on April 22, 2004.

A check for \$1,720.00 is enclosed, of which \$950.00 is covering the three (3) months extension fee. If it is determined that any additional fees are due or if any fees have been overpaid, the Commissioner is hereby authorized to charge the deficiency or overpayment to Deposit Account No. 50-0552.

Respectfully submitted,

DAVIDSON, DAVIDSON & KAPPEL, LLC

By: _____

Robert J. Paradiso
Reg. No. 41,240

Davidson, Davidson & Kappel, LLC
485 Seventh Avenue, 14th Floor
New York, N.Y. 10018
(212) 736-1940

09/27/2004 WABDELRI 00000088 09435576

02 FC:1253 950.00 OP